

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

THE SCOTTS COMPANY, et al.,

Plaintiffs,

Case No. 2:24-cv-4199

v.

THE PROCTOR AND GAMBLE
COMPANY,

JUDGE DOUGLAS R. COLE
Magistrate Judge Vascura

Defendant.

**STIPULATED ORDER REGARDING PLAINTIFFS' MOTION FOR LEAVE TO FILE
AN AMENDED COMPLAINT (DOC. 56)**

Pursuant to the parties' joint request that the Court enter this Order, and their agreement that the following limitations and restrictions should apply regarding Plaintiffs' Motion for Leave to File an Amended Complaint (Doc. 56), the Court hereby **ORDERS** that:

1. The Court **GRANTS** Plaintiffs The Scotts Company LLC and OMS Investments, Inc.'s (collectively, "Scotts") Motion for Leave to File an Amended Complaint (Doc. 56) as unopposed by Defendant The Procter and Gamble Company ("P&G");
2. P&G's response to Scotts' Amended Complaint shall be due on or before June 6, 2025;
3. The false advertising claims that are added in the Amended Complaint (i.e., Count VI) shall not be addressed at the preliminary injunction hearing scheduled for April 28–29, 2025 or in any pre-hearing or post-hearing briefing regarding Plaintiffs' Motion for Preliminary Injunction (Doc. 2);

4. The Court's ruling on Plaintiffs' Motion for Preliminary Injunction (Doc. 2) will not address Scotts' false advertising claim.

SO ORDERED.

April 10, 2025

DATE



DOUGLAS R. COLE
UNITED STATES DISTRICT JUDGE

AGREED TO:

/s/ John Gabrielides

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